

13281 U.S. PTO  
07/24/03

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Date: July 24, 2003

Docket No.: 4450-0390P

## MS PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a patent application claiming priority under 35 U.S.C. § 119(e) of Provisional Application No. 60/398,276 filed on July 24, 2002.

Inventor(s): BERTHOLD, Joseph; BLAIR, Loudon, and BAKOS, Roger

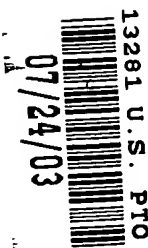
For: METHOD AND SYSTEM FOR PROVIDING PROTECTION IN AN OPTICAL COMMUNICATION NETWORK

Enclosed are:

- ☒ A specification consisting of twenty-three (23) pages
- ☒ Eight (8) sheet(s) of formal drawings
- ☒ An assignment of the invention
- ☐ Certified copy of Priority Document(s)
- ☒ Executed Declaration (☒ Original ☒ Photocopy)
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement, PTO-1449 and reference(s)

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Docket No. 4450-0390P

☐ Applicant requests early publication - \$300.00 publication fee

☐ Non-publication Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i)

☐ Amend the specification by inserting before the first line the sentence:

--This application claims priority on provisional Application No. 60/398,276 filed on July 24, 2002, the entire contents of which are hereby incorporated by reference.--

☐ Other:

☒ Provisional application filed in English:

☒ YES ☐ NO

If "NO," an English translation with a Statement of Accuracy:  
☐ is attached hereto ☐ will follow.

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$37500
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	19- 20 =	0	X 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2- 3 =	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00

☒ A check in the amount of \$790.00 to cover the filing fee and recording fee (if applicable) is enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.


☒ Please send correspondence to:

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
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MRC/rwl  
**4450-0390P**

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Attachment(s)

(Rev. 07/14/03)